

EC-5041. A communication from the Assistant Bureau Chief, Enforcement Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Review of the Emergency Alert System" (EB Docket No. 04-296, FCC 05-191) received on December 12, 2005; to the Committee on Commerce, Science, and Transportation.

EC-5042. A communication from the Associate Bureau Chief, Wireless Telecommunications Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Improving Public Safety Communications in the 800 MHz Band" (WT Docket No. 02-55, FCC 05-174) received on December 12, 2005; to the Committee on Commerce, Science, and Transportation.

EC-5043. A communication from the Assistant Chief, Wireline Competition Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "In the Matter of Federal-State Joint Board on Universal Service, Schools and Libraries Universal Service Support Mechanism, Rural Health Care Support Mechanism, Lifeline and Link-up, Order in CC Docket Nos. 96-45, 02-6, WC Docket Nos. 02-60, 03-109" (FCC 05-178) received on December 12, 2005; to the Committee on Commerce, Science, and Transportation.

EC-5044. A communication from the Principal Deputy Associate Administrator, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans and Operating Permits Program; State of Iowa" (FRL8010-9) received on December 16, 2005; to the Committee on Environment and Public Works.

EC-5045. A communication from the Principal Deputy Associate Administrator, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "List of Hazardous Air Pollutants, Petition Process, Lesser Quantity Designations, Source Category List" (FRL8009-5) received on December 16, 2005; to the Committee on Environment and Public Works.

EC-5046. A communication from the Principal Deputy Associate Administrator, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "NESHAP: National Emission Standards for Hazardous Air Pollutants: Standards for Hazardous Air Pollutants for Hazardous Waste Combustors" (FRL8009-3) received on December 16, 2005; to the Committee on Environment and Public Works.

EC-5047. A communication from the Principal Deputy Associate Administrator, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "TSCA Inventory Update Reporting Partially Exempted Chemicals List Addition of Certain Aluminum Alkyl Chemicals" (FRL7732-6) received on December 16, 2005; to the Committee on Environment and Public Works.

EC-5048. A communication from the Principal Deputy Associate Administrator, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "TSCA Inventory Update Reporting Revisions" (FRL7743-9) received on December 16, 2005; to the Committee on Environment and Public Works.

EC-5049. A communication from the President, National Center for Policy Analysis, transmitting, the Center's Third Quarter Report; to the Committee on Finance.

EC-5050. A communication from the United States Trade Representative, Executive Of-

fice of the President, transmitting, pursuant to law, the Office of the U.S. Trade Representative's Buy American Report for fiscal year 2004; to the Committee on Finance.

EC-5051. A communication from the Commissioner, Social Security Administration, transmitting, pursuant to law, a report entitled "Report on Improvements to the Enumeration at Birth Process"; to the Committee on Finance.

EC-5052. A communication from the Regulations Coordinator, Centers for Medicare and Medicaid Services, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Medicare Program; Coverage and Payment of Ambulance Services; Inflation Update for Calendar Year 2006" (RIN0938-AN99) received on December 16, 2005; to the Committee on Finance.

EC-5053. A communication from the Regulations Coordinator, Centers for Medicare and Medicaid Services, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Medicare Program; Application of Inherent Reasonableness Payment Policy to Medicare Part B Services (Other Than Physician Services)" (RIN0938-AN81) received on December 16, 2005; to the Committee on Finance.

EC-5054. A communication from the Acting Chief, Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Clean Renewable Energy Bond Notice" (Notice 2005-98) received on December 16, 2005; to the Committee on Finance.

EC-5055. A communication from the Assistant Secretary of Defense (Special Operations/Low-Intensity Conflict), transmitting pursuant to law, the Fiscal Year 2005 annual report on the Regional Defense Counterterrorism Fellowship Program; to the Committee on Armed Services.

EC-5056. A communication from the Publications Control Officer, Department of the Army, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Armed Forces Disciplinary Control Boards and Off-Installation Liaison and Operations" (RIN0702-AA50) received on December 16, 2005; to the Committee on Armed Services.

EC-5057. A communication from the Chairman, Federal Election Commission, transmitting, pursuant to law, the report of a rule entitled "State, District, and Local Party Committee Payment of Certain Salaries and Wages" (Notice 2005-27) received on December 16, 2005; to the Committee on Rules and Administration.

EC-5058. A communication from the Chairman, Federal Election Commission, transmitting, pursuant to law, the report of a rule entitled "Electioneering Communications" (Notice 2005-29) received on December 16, 2005; to the Committee on Rules and Administration.

EC-5059. A communication from the Chairman, Federal Election Commission, transmitting, pursuant to law, the report of a rule entitled "Extension of Administrative Fines Program" (Notice 2005-30) received on December 16, 2005; to the Committee on Rules and Administration.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

The following bills and joint resolutions were introduced, read the first and second times by unanimous consent, and referred as indicated:

By Mr. BENNETT (for himself and Mr. SCHUMER):

S. 2141. A bill to make improvements to the Federal Insurance Deposit Act; considered and passed.

ADDITIONAL COSPONSORS

S. 2082

At the request of Mr. BAUCUS, his name was added as a cosponsor of S. 2082, a bill to amend the USA PATRIOT Act to extend the sunset of certain provisions of that Act and the lone wolf provision of the Intelligence Reform and Terrorism Prevention Act of 2004 to March 31, 2006.

AMENDMENT NO. 2681

At the request of Mr. KENNEDY, his name was added as a cosponsor of amendment No. 2681 proposed to H.R. 3402, a bill to authorize appropriations for the Department of Justice for fiscal years 2006 through 2009, and for other purposes.

MAKING FURTHER CONTINUING APPROPRIATIONS FOR THE FISCAL YEAR 2006

Mr. FRIST. Mr. President, I ask unanimous consent the Senate proceed to H.J. Res. 75, the continuing resolution, which is at the desk; provided further that the resolution be read three times and passed, and the motion to reconsider be laid on the table.

The PRESIDING OFFICER. Without objection, it is so ordered.

The resolution (H.J. Res. 75) was read the third time and passed.

AUTHORITY TO SIGN

Mr. FRIST. Mr. President, I ask unanimous consent that during the adjournment of the Senate, the majority leader be authorized to sign duly enrolled bills or joint resolutions.

The PRESIDING OFFICER. Without objection, it is so ordered.

EXECUTIVE SESSION

EXECUTIVE CALENDAR

Mr. FRIST. I ask unanimous consent that the Senate immediately proceed to executive session to consider the following nominations on today's Executive Calendar: Calendar No. 213, 365, 374, 383, 425, 426, 442, 465, 466, 467, 468, 470, 473, 474, 475, 476, 477, 478, 479, 480, 481, 482; provided further that the Commerce Committee be discharged from further consideration of the following nominations and the Senate proceed to these en bloc: PN1119, PN1120, PN1121, PN1122. I further ask unanimous consent that the nominations be confirmed en bloc, the motions to reconsider be laid on the table, the President be immediately notified of the Senate's action and the Senate then return to legislative session.

The PRESIDING OFFICER. Without objection, it is so ordered.

The nominations considered and confirmed en bloc are as follows:

ENVIRONMENTAL PROTECTION AGENCY

Susan P. Bodine, of Maryland, to be Assistant Administrator, Office of Solid Waste, Environmental Protection Agency.

DEPARTMENT OF COMMERCE

Santanu K. Baruah, of Oregon, to be Assistant Secretary of Commerce for Economic Development.

DEPARTMENT OF HEALTH AND HUMAN SERVICES

John O. Agwunobi, of Florida, to be an Assistant Secretary of Health and Human Services.

DEPARTMENT OF HEALTH AND HUMAN SERVICES

John O. Agwunobi, of Florida, to be Medical Director in the Regular Corps of the Public Health Service, subject to the qualifications therefore as provided by law and regulations.

NATIONAL TRANSPORTATION SAFETY BOARD

Mark V. Rosenker, of Maryland, to be a Member of the National Transportation Safety Board for a term expiring December 31, 2010. (Reappointment)

Kathryn Higgins, of South Dakota, to be a Member of the National Transportation Safety Board for a term expiring December 31, 2009.

DEPARTMENT OF ENERGY

Jeffrey D. Jarrett, of Pennsylvania, to be an Assistant Secretary of Energy (Fossil Energy).

DEPARTMENT OF JUSTICE

Catherine Lucille Hanaway, of Missouri, to be United States Attorney for the Eastern District of Missouri for the term of four years.

EXECUTIVE OFFICE OF THE PRESIDENT

Dale W. Meyerrose, of Indiana, to be Chief Information Officer, Office of the Director of National Intelligence. (New Position)

FEDERAL TRADE COMMISSION

William E. Kovacic, of Virginia, to be a Federal Trade Commissioner for a term of seven years from September 26, 2004.

J. Thomas Rosch, of California, to be a Federal Trade Commissioner for the term of seven years from September 26, 2005.

NATIONAL FOUNDATION ON THE ARTS AND THE HUMANITIES

Bruce Cole, of Indiana, to be Chairperson of the National Endowment for the Humanities for a term of four years. (Reappointment)

DEPARTMENT OF EDUCATION

Stephanie Johnson Monroe, of Virginia, to be Assistant Secretary for Civil Rights, Department of Education.

UNITED STATES AGENCY FOR INTERNATIONAL DEVELOPMENT

Donald A. Gambatesa, of Virginia, to be Inspector General, United States Agency for International Development.

DEPARTMENT OF STATE

Marilyn Ware, of Pennsylvania, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to Finland.

MERIT SYSTEMS PROTECTION BOARD

Mary M. Rose, of North Carolina, to be a Member of the Merit Systems Protection Board for the term of seven years expiring March 1, 2011.

DEPARTMENT OF HOMELAND SECURITY

George W. Foresman, of Virginia, to be Under Secretary for Preparedness, Department of Homeland Security.

IN THE COAST GUARD

The following named officer for appointment in the United States Coast Guard Reserve to the grade indicated under Title 10, U.S.C., section 12203:

To be rear admiral (lower half)

Capt. Michael R. Seward, 0000

DEPARTMENT OF COMMERCE

David Steele Bohigian, of Missouri, to be an Assistant Secretary of Commerce.

DEPARTMENT OF THE TREASURY

Antonio Fratto, of Pennsylvania, to be an Assistant Secretary of the Treasury.

DEPARTMENT OF COMMERCE

David M. Spooner, of Virginia, to be an Assistant Secretary of Commerce.

EXECUTIVE OFFICE OF THE PRESIDENT

Richard T. Crowder, of Virginia, to be Chief Agricultural Negotiator, Office of the United States Trade Representative, with the rank of Ambassador.

IN THE COAST GUARD

The following named officer for appointment to the grade indicated in the United States Coast Guard Reserve under title 10, U.S.C., section 12203(a):

To be captain

James R. Montgomery, 0000

The following named officer for appointment to the grade indicated in the United States Coast Guard under title 14, U.S.C., section 276:

To be commander

Richard E. Petherbridge, 0000

The following named officers for appointment to the grade indicated in the United States Coast Guard under title 14, U.S.C., section 271:

To be commander

Benes Z. Aldana, 0000
Robert J. Backhaus, 0000
Robert E. Bailey, 0000
Christopher A. Bartz, 0000
Emile R. Benard, 0000
David C. Billburg, 0000
Elizabeth D. Blow, 0000
Francis T. Boross, 0000
James M. Boyer, 0000
Michael C. Brady, 0000
Craig S. Breitung, 0000
Jeffrey M. Brockus, 0000
Jacob E. Brown, 0000
Scott A. Budka, 0000
Matthew C. Callan, 0000
Nicholas D. Caron, 0000
Jeffrey T. Carter, 0000
David K. Chareonsuphiphat, 0000
Joseph A. Chop, 0000
Richard S. Craig, 0000
David H. Cronk, 0000
Mark T. Cunningham, 0000
Anthony C. Curry, 0000
Kenneth D. Dahlin, 0000
John M. Danaher, 0000
Christopher L. Day, 0000
Ronald R. Dewitt, JR, 0000
Jeffrey F. Dixon, 0000
Brian J. Downey, 0000
David A. Drake, 0000
Darren A. Drury, 0000
Kevin P. Dunn, 0000
Andrew G. Dutton, 0000
James L. Duval, 0000
David W. Edwards, 0000
Eric S. Ensign, 0000
Brad J. Ervin, 0000
David M. Flaherty, 0000
Eric J. Ford, 0000
Theodore B. Gangsei, 0000
Timothy J. Gilbride, 0000
Brian S. Gilda, 0000
Joseph J. Gleason, 0000
Thomas J. Glynn, 0000
Mark E. Hammond, 0000
David C. Hartt, 0000
Charles A. Hatfield, 0000

The following named officers for appointment to the grade indicated in the United States Coast Guard under title 14, U.S.C., section 271:

To Be lieutenant commander

Stephen Adler, 0000
Kristina M. Ahmann, 0000

Michael W. Albert, 0000
Ryan D. Allain, 0000
Brian R. Anderson, 0000
Jeff M. Aparicio, 0000
David L. Arritt, 0000
Reginald I. Baird, 0000
Jonathan D. Baker, 0000
Alain V. Balmaceda, 0000
Clifford R. Bambach, 0000
Timothy J. Barelli, 0000
Michelle C. Bas, 0000
Lamont S. Bazemore, 0000
Carolyn M. Beatty, 0000
Jason L. Beatty, 0000
Anne M. Becker, 0000
Eric M. Belleque, 0000
Kallie J. Benson, 0000
Scott D. Benson, 0000
John Berry, 0000
Robert H. Bickerstaff, 0000
Jeffrey B. Bippert, 0000
Chad E. Bland, 0000
Christopher L. Boes, 0000
Elizabeth A. Booker, 0000
Curtis E. Borland, 0000
Mark A. Bottiglieri, 0000
Joseph R. Bowes, 0000
Russell E. Bowman, 0000
Thomas L. Boyles, 0000
Sean T. Brady, 0000
Rachael B. Bralliar, 0000
Lance J. Brant, 0000
Paul Brooks, 0000
Andy S. Brown, 0000
Heath M. Brown, 0000
Thomas R. Brown, 0000
Timothy T. Brown, 0000
William A. Budovec, 0000
Marc A. Burd, 0000
Richard J. Burke, 0000
Travis L. Burns, 0000
Victor G. Buskirk, 0000
Colin E. Campbell, 0000
Donald B. Campbell, 0000
Clinton S. Carlson, 0000

LEGISLATIVE SESSION

The PRESIDING OFFICER. Under the previous order, the Senate will return to legislative session.

FEDERAL DEPOSIT INSURANCE ACT AMENDMENTS

Mr. FRIST. Mr. President, I ask unanimous consent that the Senate proceed to the immediate consideration of S. 2141 introduced earlier today.

The PRESIDING OFFICER. The clerk will report the bill by title.

The assistant legislative clerk read as follows:

A bill (S. 2141) to make improvements to the Federal Deposit Insurance Act.

There being no objection, the Senate proceeded to consider the bill.

Mr. FRIST. Mr. President, I ask unanimous consent that the bill be read a third time and passed, the motion to reconsider be laid upon the table, and any statement related to the bill be printed in the RECORD.

The PRESIDING OFFICER. Without objection, it is so ordered.

The bill (S. 2141) was read the third time and passed, as follows:

S. 2141

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,